

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON BUSINESS AND LABOR**

**Call to Order:** Chairman Bill Wilson, on March 27, 2009 at 5:30  
P.M., in Room 455 Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Bill Wilson, Chairman (D)  
Rep. Bill Beck, Vice Chairman (R)  
Rep. Michele Reinhart, Vice Chairman (D)  
Rep. Elsie Arntzen (R)  
Rep. Shannon Augare (D)  
Rep. Paul Beck (D)  
Rep. Tom Berry (R)  
Rep. Carlie Boland (D)  
Rep. John Fleming (D)  
Rep. Timothy Furey (D)  
Rep. Chuck Hunter (D)  
Rep. Scott Reichner (R)  
Rep. Cary Smith (R)  
Rep. Gordon Vance (R)

**Members Excused:** Rep. Harry Klock (R)  
Rep. Mike Milburn (R)  
Rep. Pat Noonan (D)  
Rep. Jeffery Welborn (R)

**Members Absent:** None

**Staff Present:** Katie Butcher, Committee Secretary  
Bart Campbell, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: None

Executive Action: SB 271, SB 235, SB 371, SB 351,  
HB 656, HB 662, SB 335, SB 363,  
SB 142

00:00:01 Call to order

**EXECUTIVE ACTION ON SB 235**

00:01:50 **Motion:** Rep. Reinhart moved that **SB 235 BE CONCURRED IN.**

**Discussion:**

00:02:21 Rep. Hunter  
00:03:00 Chairman Wilson  
00:03:14 Rep. Reichner  
00:03:15 Rep. Klock arrived.  
00:03:34 Chairman Wilson  
00:03:46 Rep. Reinhart  
00:05:23 Rep. Reichner  
00:05:47 Chairman Wilson

00:06:04 **Vote:** Motion carried 14-4 by roll call vote with Rep. Bill Beck, Rep. Noonan, Rep. Reichner, and Rep. Vance voting no. Rep. Noonan, Rep. Welborn and Rep. Milburn voted by proxy. Rep. Hunter will carry the bill.

**EXECUTIVE ACTION ON SB 351**

00:07:17 **Motion:** Rep. Reinhart moved that **SB 351 BE CONCURRED IN.**

00:08:10 **Motion:** Rep. Reichner moved that **SB 351 BE AMENDED.**  
**EXHIBIT** (buh68b01)

**Discussion:**

00:10:55 Bart Campbell, Legislative Services Division  
00:11:58 Rep. Beck

00:12:31 **Vote:** Motion carried unanimously by voice vote.  
Rep. Noonan, Rep. Milburn and Rep. Welborn voted by proxy.

00:12:40 **Motion:** Rep. Reichner moved that **SB 351 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:13:35 Mr. Campbell

00:14:19 **Vote:** Motion carried unanimously by voice vote.  
Rep. Noonan, Rep. Milburn and Rep. Welborn voted by  
proxy. Rep. Reichner will carry the bill.

**EXECUTIVE ACTION ON HB 656**

00:15:25 **Motion:** Rep. Reinhart moved that **HB 656 DO PASS.**

00:15:38 **Motion:** Rep. Reinhart moved that **HB 656 BE AMENDED.**  
**EXHIBIT** (buh68b02)

**Discussion:**

00:16:10 Mr. Campbell

00:16:55 **Vote:** Motion carried unanimously by voice vote. Rep.  
Noonan, Rep. Milburn and Rep. Welborn voted by proxy.

00:17:16 Rep. Noonan arrived.

00:17:16 **Motion:** Rep. Reinhart moved that **HB 656 DO PASS AS**  
**AMENDED.**

**Discussion:**

00:17:27 Rep. Arntzen

00:17:54 Rep. Hunter

00:18:15 **Vote:** Motion carried 17-1 by voice vote with Rep.  
Smith voting no. Rep. Milburn and Rep. Welborn voted by  
proxy.

00:18:16 Rep. Welborn arrived.

**EXECUTIVE ACTION ON HB 662**

00:19:10 **Motion:** Rep. Arntzen moved that **HB 662 DO PASS.**

00:20:08 **Motion:** Rep. Arntzen moved that **HB 662 BE AMENDED.**  
**EXHIBIT** (buh68b03)

**Discussion:**

00:22:39 Mr. Campbell

00:24:59 Chairman Wilson

00:25:26 **Motion/Vote:** Rep. Arntzen moved **TO PARTIALLY SEGREGATE AMENDMENT 2 AND TO SEGREGATE AMENDMENT 9 AND MOVED BOTH AMENDMENTS**. Motion carried unanimously by voice vote. Rep. Milburn voted by proxy.

00:26:48 **Motion:** Rep. Arntzen moved that **THE REMAINING AMENDMENTS DO PASS**.

**Discussion:**

00:27:34 Debra Kimmet, Missoula, Montana

00:29:05 Rachel Romanele, Missoula, Montana

00:30:22 **Vote:** Motion carried unanimously by voice vote. Rep. Milburn voted by proxy.

00:30:39 **Motion:** Rep. Arntzen moved that **HB 662 DO PASS AS AMENDED**.

**Discussion:**

00:30:53 Rep. Boland

00:31:09 Chairman Wilson

00:32:00 **Vote:** Motion carried 17-1 by roll call vote with Rep. Vance voting no. Rep. Milburn voted by proxy.

00:32:01 Rep. Arntzen left.

**EXECUTIVE ACTION ON SB 142**

00:33:06 **Motion:** Rep. Reinhart moved that **SB 142 BE CONCURRED IN**.

**Discussion:**

00:33:44 Rep. Berry

00:34:41 Chairman Wilson

00:35:05 Rep. Smith

00:37:13 Rep. Reinhart

00:37:58 **Vote:** Motion failed 9-9 by roll call vote with Rep. Arntzen, Rep. Beck, Rep. Berry, Rep. Klock, Rep. Milburn, Rep. Reichner, Rep. Smith, Rep. Vance, and Rep. Welborn voting aye. Rep. Milburn and Rep. Arntzen voted by proxy.

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**EXECUTIVE ACTION ON SB 335**

00:39:15 **Motion/Vote:** Rep. Reinhart moved that **SB 335 BE CONCURRED IN**. Motion failed 5-13 by roll call vote with Rep. Berry, Rep. Klock, Rep. Milburn, Rep. Reichner, and Rep. Vance voting aye. Rep. Milburn and Rep. Arntzen voted by proxy.

00:40:53 **Motion/Vote:** Rep. Reinhart moved that **SB 335 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Rep. Milburn and Rep. Arntzen voted by proxy.

00:41:03 Rep. Reichner

00:41:05 Rep. Arntzen returned.

**EXECUTIVE ACTION ON SB 363**

00:41:36 **Motion:** Rep. Reinhart moved that **SB 363 BE CONCURRED IN**.

00:41:56 **Substitute Motion/Vote:** Rep. Augare made a substitute motion that **SB 363 BE TABLED**. Substitute motion carried 17-1 by voice vote with Rep. Noonan voting no. Rep. Milburn voted by proxy.

00:42:47 Rep. Augare

**EXECUTIVE ACTION ON SB 371**

00:43:33 **Motion:** Rep. Reinhart moved that **SB 371 BE AMENDED**.

00:44:03 **Motion:** Rep. Hunter moved that **SB 371 BE AMENDED**. [\*\*EXHIBIT \(buh68b04\)\*\*](#)

**Discussion:**

00:47:57 Rick Hill, Montana Building Industry Association

00:49:03 Rep. Hunter

00:49:20 Rep. Vance

00:49:43 Rep. Furey

00:49:56 Kevin Braun, Montana State Fund

00:50:01 Rep. Furey

00:50:22 Mr. Bran

00:51:02 **Substitute Motion/Vote:** Rep. Hunter made a substitute motion that **SB 371 BE CONCEPTUALLY AMENDED**. Substitute motion carried 17-1 by voice vote with Rep. Augare voting no. Rep. Milburn voted by proxy.

00:52:12 **Vote:** Motion carried 17-1 by voice vote with Rep. Augare voting no. Rep. Milburn voted by proxy (refer to exhibit 4).

00:52:24 **Motion:** Rep. Reinhart moved that **SB 371 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:52:33 Rep. Welborn

00:54:10 Rep. Augare

00:54:45 Rep. Arntzen

00:55:05 **Vote:** Motion carried 13-5 by roll call vote with Rep. Augare, Rep. Boland, Rep. Noonan, Rep. Reinhart, and Rep. Wilson voting no. Rep. Milburn voted by proxy. Rep. Hunter will carry the bill.

00:56:27 Rep. Hunter

00:57:01 Chairman Wilson

00:57:31 Mr. Campbell

**EXECUTIVE ACTION ON SB 271**

00:59:01 **Motion:** Rep. Reinhart moved that **SB 271 BE CONCURRED IN.**

**Discussion:**

00:59:44 Rep. Arntzen

01:01:00 **Vote:** Motion carried 12-6 by roll call vote with Rep. Beck, Rep. Klock, Rep. Milburn, Rep. Smith, Rep. Vance, and Rep. Welborn voting no. Rep. Milburn voted by proxy.

01:01:58 Rep. Arntzen

01:02:14 Chairman Wilson

01:02:17 Rep. Reinhart

**ADJOURNMENT**

01:02:29 Adjournment

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Katie Butcher, Secretary

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Additional Documents:

**EXHIBIT** ([buh68bad.pdf](#))